

Dec 03, 2019

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

DARRELL NEUMILLER and
KRISTIE NEUMILLER, husband and
wife and the marital community
comprised thereof,

Plaintiffs,

v.

SMITH & NEPHEW, INC., a
Delaware corporation; PLUS
ORTHOPAEDICS, LLC, a Delaware
limited liability company, formerly
known ,

Defendants.

NO: 2:19-CV-240-RMP

ORDER OF DISMISSAL WITHOUT
PREJUDICE

On July 12, 2019, Plaintiffs filed their Complaint, ECF No. 1. On October 16, 2019, the Court entered an Order directing Plaintiffs to show cause, within ten days of the filing of the Order, why this case should not be dismissed without prejudice for failure to timely effect service pursuant to Fed. R. Civ. P. 4(m). *See* ECF No. 2. To date, Plaintiffs have failed to show cause as directed and proof of service has not been provided.

Accordingly, **IT IS HEREBY ORDERED** that Plaintiffs' Complaint, ECF No. 1, is dismissed without prejudice.

IT IS SO ORDERED. The District Court Clerk is directed to enter this Order, provide copies to counsel, and **close this case**.

DATED December 3, 2019.

s/ Rosanna Malouf Peterson
ROSANNA MALOUF PETERSON
United States District Judge